

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Fike *et al.*

Appl. No. 09/606,314

Filed: June 29, 2000

For: **Dry Powder Cells and Cell Culture
Reagents and Methods of
Production Thereof**

Confirmation No.: 1340

Art Unit: 1655

Examiner: Flood, Michele C.

Atty. Docket: IVGN 174.1 DIV

Second Supplemental Reply of Election of Species Requirement

Mail Stop: Amendment
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated March 23, 2007, requesting an election of a single species from claim 27 of either proliferation or cultivation for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held allowable, Applicants hereby elect the species of proliferation. Claims 27, 36, 92-95, 103 and 110-121 are readable on the elected species of proliferation.

This election is made without traverse. However, Applicants respectfully remind the Examiner that, upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all of the limitations of the allowed generic claim.